

# TRIPURA GAZETTE



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## EXTRAORDINARY ISSUE

*Agartala, Monday, July 10, 2023 A. D., Asadha 19, 1945 S. E.*

PART--I-- Orders and Notifications by the Government of Tripura,  
The High Court, Government Treasury etc.

**GOVERNMENT OF TRIPURA  
OFFICE OF THE MEMBER SECRETARY  
STATE LEVEL SCRUTINY COMMITTEE  
(DIRECTORATE FOR WELFARE OF SCs)**

No.F.2-144(PTL-32)/SCW/GL/05/5668-73

Dated, Agartala the 6th July, 2023.

**ORDER SHEET**

**COURT: STATE LEVEL SCRUTINY COMMITTEE [CONSTITUTED AS PER PROVISION  
CONTAINED IN RULE 7A OF THE TRIPURA SCHEDULED CASTE AND SCHEDULED  
TRIBES RESERVATION RULES, 1992 (AS AMENDED)]**

State of Tripura (Director, SC Welfare) -----Prosecution.

Vs

Sri Ratan Sarkar -----Opposite Party (OP).

Sl. No.	Date of Order	Order	Remarks
1	2	3	4
1.	01.07.2023	<p>The case was dropped on admission on the last date i.e. 06.03.2023, with some instructions to the concerned authorities.</p> <p>Accordingly, the instructions were complied with and as such the record is again placed before the SLSC for final order. The committee, after considering all aspects and perusal of all relevant records, hereby passes the final order, here in below :-</p> <p>1. Complaint was received from Haridas Malakar, Machmara, Uttar Tripura, Secretary Tapashili Jati Unnayan Samity, Shishir Kumar Sarkar Machmara, Uttar Tripura on 22.04.89 and the BDO, Kanchanpur Longai TD Block on 25.06.92 against Shri Ratan Sarkar, S/o. Amullya Sarkar, Vill. &amp; P.O. Nalkata, P.S. Pecharthal, North Tripura now Unakoti District for obtaining false SC certificate.</p> <p>2. The matter had been referred to the Vigilance Cell, Tripura, Agartala. The matter was also referred to the Block Development Officer, Pecharthal R.D. Block and Sub-Divisional Magistrate, Kanchanpur for verification and report as per decision of the State Level Scrutiny Committee in its meeting held on 12.03.2007.</p> <p>3. The Dy. Superintendent of Police, Special Vigilance Cell Submitted its report on 22.02.2005 stating that Sri Ratan Sarkar belongs to Namasudra Community. The Block Development Officer, Pecharthal R.D. Block submitted report on 12.09.2017 along with a copy of resolution dated, 24.08.2017 of the SC Welfare Sub-Committee,</p>	

01.07.2023	<p>Pecharthal R.D. Block stating that Sri Ratan Sarkar does not belong to Namasudra Community. The Sub-Divisional Magistrate, Kumarghat submitted enquiry report on 10.07.2017 stating that Sri Ratan Sarkar S/O. Lt. Amulya Sarkar of Nalkata, P.S. Pecharthal belongs to OBC "Kapali" Community.</p> <p>4. As per decision of the State Level Scrutiny Committee in its meeting held on 25.06.2021 to scrutinize the vigilance report by the committee, as to whether the vigilance enquiry was conducted exactly following the direction of the Hon'ble Supreme Court of India in the case of Kumari Maduri Patil and others for decision of the committee.</p> <p>5. The Superintendent of Police, Vigilance Organization, Tripura, Agartala submitted its fresh enquiry report on 28.11.2022 stating that Sri Ratan Sarkar, S/O. Lt. Amulya Sarkar of Vill- Nalkata, P.S. Pecharthal, at present residing at Vill &amp; P.O. North Dhanicherra, P.S. Pecharthal, Unakoti Tripura does not belong to SC of Namsudra Community. He and his family members actually belong to Kapali Community, which is not recognized as Scheduled Caste in Tripura. On the other hand, the OP Shri Ratan Sarkar, himself submitted a prayer to SDM, Kumarghat, Unakoti for surrender of his SC certificate on 09.11.2022, copy of which were also sent to (1). The Director for Welfare of Sch. Castes, Govt. of Tripura, (2). The Director (Vigilance), Tripura and (3). The Superintendent of Police (Vigilance), Tripura. In the said prayer, Shri Ratan Sarkar, has categorically admitted that, he does not know how his father managed his SC certificate bearing No. 7/F.V-17(1)/SDO/DMN/GL/80 dated, 15.01.1981. He confessed that he doesn't belong to SC of Namsudra Community, rather his family actually belong to Kapali Community, which is recognized as OBC. He has deposited his original SC certificate to the Sub-Divisional Magistrate, Kumarghat on 09-11-2022.</p> <p>6. The Sub-Divisional Magistrate, Kumarghat, Unakoti District sent the said SC certificate to the Sub-Divisional Magistrate, Dharmanagar, North Tripura on 25.11.2022 for the cancellation of his SC certificate as the certificate was issued by the O/o., the Sub-Divisional Magistrate, Dharmanagar.</p> <p>7. The SLSC in its meeting held on 25-01-2023 decided to personally</p>
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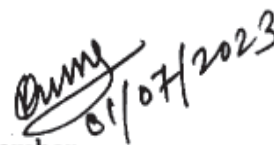
01.07.2023	<p>hear the OP Sri Ratan Sarkar and summoned him to appear along with original SC certificate / documents.</p> <p>Sri Ratan Sarkar accordingly appeared before the committee on 06-03-2023 and stated that he has surrendered and deposited his original SC certificate before the SDM, Kumarghat by an application dated 09-11-2022 which apparently bears the receipt of the O/o. SDM, Kumarghat. In turn the SDM, Kumarghat had sent it to the SDM, Dharmanagar being the issuing authority of the certificate on 25-11-2022. The SLSC directs the SDM, Dharmanagar to return the original SC certificate to the Director, SC Welfare Department. The Committee also directed SDM, Kumarghat and Dharmanagar to inform whether any SC certificate is issued to any Kith and Kin of Sri Ratan Sarkar and if any such certificate is issued from either office, then to send the names and details particulars of all such persons with in a short period.</p> <p>8. The SDM, Dharmanagar submitted the original SC certificate of Sri Ratan Sarkar for doing the needful on 13-04-2023. Subsequently the SDM, Kumarghat informed on 26-05-2023 that Sri Ratan Sarkar surrendered his SC certificate with an affidavit stating that he belongs to OBC Kapali community and he was not prayed to any authority for issuance of SC certificate in favour of his two daughters namely: 1. Ms. Dhali Sarkar and 2. Ms. Babli Sarkar. In the report also stated that Shri Bimal Sarkar elder brother of Sri Ratan Sarkar is holding SC (Namasudra community) certificate which was issued by the then SDO, Dharmanagar in the year 1981 bearing No. 8/SDO/DMN/TW/80 dated 15-01-1981.</p> <p>9. The State Level Scrutiny Committee, after careful consideration of the fact, records and statement of Shri Ratan Sarkar came to the conclusion that the O.P Shri Ratan Sarkar does not belong to Scheduled Caste he belongs to OBC Kapali Community. Thus, the SC certificate bearing No. 7/F.V-17(1)/SDO/DMN/GL/80 dated 15.01.1981 issued in favour of Sri Ratan Sarkar, S/O. Lt. Amulya Sarkar of Vill- Nalkata, P.S. Pecharthal, at present residing at Vill &amp; P.O. North Dhanicherra, P.S. Pecharthal, Unakoti Tripura by the then Sub-Divisional Officer, Dharmanagar, North Tripura, is <b>cancelled and should be confiscated</b>. The committee also directs to inform all concerned authorities, to take appropriate action in accordance with sub-rule (8) and (9) of Rule 7A of the SCs &amp; STs Reservation</p>
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01.07.2023	<p>Rules, 1992.</p> <p>Issue copy of the order to the certificate issuing authority for making an entry to the relevant register. Supply a copy of this order to the OP, Shri Ratan Sarkar, the complainant and all other necessary authorities.</p>	
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Typed to the dictation  
& corrected by us.



Member  
(Joint Secretary, Law Department)



Member  
(Deputy Director, SC Welfare Deptt.)



Member Secretary  
(Director, SC Welfare Deptt.)



Chairman  
(Principal Secretary, SC Welfare Deptt.)